

Fairfax School District
1500 S. Fairfax Rd.
Bakersfield, CA 93307
661-366-7221

July 27, 2006

FCC
Office of the Secretary
445 12th Street SW
Washington, DC 20554
ATTN: SLD/ERATE Appeal

RE: CC Docket No. 02-6

Dear Sir or Madam,

As per the written directions from USAC regarding a denied appeal, this letter is a formal appeal regarding denial of funding request numbers 1320611. The Form 471 Application number is 478152.

The original denial was appealed to SLD because all documentation had been submitted. In preliminary email correspondence regarding this denial, SLD suggested reviewing the item 21 attachments. The appeal showed that all documentation had been correctly submitted in a timely manner. The resulting denial of the appeal was based not upon missing item 21 attachments but instead due to an alleged non response to a request for additional information with no reply by the school district, specifically the corresponding 470 for the service. The denial further states that confirmation receipts for both emails are on file.

The district has performed a search for incoming emails for both Paul Montsinger, who is the authorized Erate contact listed on the 471 and for Desiree Von Flue, the district superintendent. No emails from SLD or any technology related company were received on either the dates mentioned or at any time regarding such a request. No such requests were received in the time period mentioned in the appeal denial letter. In fact, no such requests were ever received. If this request were received, the information was readily at hand and easily answered. The 470 number requested is 794920000520949.

The district is requesting the SLD provide the documentation regarding this request for information. The SLD has not provided this proof, only statements saying they asked with no answer from the district. The district position is that a request was never made by SLD, or if sent electronically was never received by the district authorized contact listed on the form 471, Paul Montsinger. It is anticipated that this appeal be upheld, and the funds be approved.

For further information regarding this issue, please call Michael Coleman at 661-366-7221.

Sincerely,

Michael Coleman
Asst. Superintendent – Business Services
Encl.